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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.3585 of 2007

Vaijanath Mariappa Gobare...Petitioner
Vs.
Divisional Caste Scrutiny Committee
& Ors. .....Respondents
Mr. P.M. Pradhan for the petitioner
Mr. R.D. Rane, Govt. Pleader for respondents.

CORAM : F.I. REBELLO &
R.M.SAVANT, JJ.
DATED : 3RD MAY 2007

P.C.

. Petitioner obtained caste certificate based on the caste certificate issued to his uncle. His uncle was issued caste certificate which would show that he is from Yerandi, District Bidar in the State of Karnataka. In so far as the father of the petitioner is concerned he has not produced any documentary evidence. The case of the petitioner is that the petitioner is born in Maharashtra. Mere birth in Maharashtra would be of no consequence. What would be relevant is that the petitioner comes from an area in Maharashtra. Admittedly the petitioner's uncle is from Karnataka. It is normal presumption that father has also come from Yerandi, Bidar, Karnataka State. The petitioner, therefore, would be entitled for protection in the State of Karnataka. The petitioner is not entitled for protection for the purpose of jobs, admission as also for being elected by local bodies in the State of Maharashtra. We find, therefore, no case for interference in the exercise of our extra ordinary jurisdiction. Petition rejected.

(**F.I.REBELLO**, J)

(**R.M. SAVANT,J)**